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| <b>NOTICE OF APPEAL FROM THE EXAMINER TO<br/>THE BOARD OF PATENT APPEALS AND INTERFERENCES</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |  | <b>Docket Number (Optional)</b><br>36488-167637                                                                          |                           |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |  | In re Application of<br>Bentley et al.                                                                                   |                           |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |  | Application Number<br>09/982852-Conf. #7743                                                                              | Filed<br>October 22, 2001 |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |  | For SYSTEM, METHOD AND COMPUTER PROGRAM PRODUCT<br>FOR A FAIL-SAFE START-UP MECHANISM FOR CLIENTS OF<br>A LICENSE SERVER |                           |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |  | Art Unit<br>3621                                                                                                         | Examiner<br>C. O. Sherr   |
| <p>Applicant hereby <b>appeals</b> to the Board of Patent Appeals and Interferences from the last decision of the examiner.</p> <p>The fee for this Notice of Appeal is (37 CFR 41.20(b)(1)) \$ <u>500.00</u></p> <p><input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ _____</p> <p><input type="checkbox"/> A check in the amount of the fee is enclosed.</p> <p><input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.</p> <p><input checked="" type="checkbox"/> The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.</p> <p><input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. <u>22-0261</u>.</p> <p><input type="checkbox"/> A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.</p> <p>I am the</p> <p><input type="checkbox"/> applicant /inventor.</p> <p><input type="checkbox"/> assignee of record of the entire interest.<br/>See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)</p> <p><input checked="" type="checkbox"/> attorney or agent of record.<br/>Registration number <u>56,784</u></p> <p><input type="checkbox"/> attorney or agent acting under 37 CFR 1.34.<br/>Registration number if acting under 37 CFR 1.34. _____</p> <p><br/>Signature<br/>Caroline J. Swindell<br/>Typed or printed name<br/>(703) 760-1676<br/>Telephone number<br/>July 20, 2006<br/>Date</p> <p>NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.</p> <p><input type="checkbox"/> *Total of <u>1</u> forms are submitted.</p> |  |                                                                                                                          |                           |

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| <b>Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).</b><br><b>FEE TRANSMITTAL</b><br><b>For FY 2006</b> |                    | <b>Complete if Known</b> |                       |
|                                                                                                                                |                    | Application Number       | 09/982852-Conf. #7743 |
|                                                                                                                                |                    | Filing Date              | October 22, 2001      |
|                                                                                                                                |                    | First Named Inventor     | William J. Bentley    |
|                                                                                                                                |                    | Examiner Name            | C. O. Sherr           |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27                                                 | Art Unit           | 3621                     |                       |
| <b>TOTAL AMOUNT OF PAYMENT</b>                                                                                                 | <b>(\$)</b> 500.00 | Attorney Docket No.      | 36488-167637          |

|                                                                                                                       |                                                                                   |
|-----------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------|
| <b>METHOD OF PAYMENT (check all that apply)</b>                                                                       |                                                                                   |
| <input type="checkbox"/> Check                                                                                        | <input type="checkbox"/> Credit Card                                              |
| <input type="checkbox"/> Money Order                                                                                  | <input type="checkbox"/> None                                                     |
| <input type="checkbox"/> Other (please identify): _____                                                               |                                                                                   |
| <input checked="" type="checkbox"/> Deposit Account                                                                   | Deposit Account Number: 22-0261 Deposit Account Name: Venable LLP                 |
| For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)                |                                                                                   |
| <input checked="" type="checkbox"/> Charge fee(s) indicated below                                                     | <input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee |
| <input checked="" type="checkbox"/> Charge any additional fee(s) or underpayment of fee(s) under 37 CFR 1.16 and 1.17 | <input checked="" type="checkbox"/> Credit any overpayments                       |

|                                                                                                                                                                                                                                                                                                                   |                     |                                                         |                    |                      |                                  |                     |                              |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------|---------------------------------------------------------|--------------------|----------------------|----------------------------------|---------------------|------------------------------|
| <b>FEE CALCULATION (All the fees below are due upon filing or may be subject to a surcharge.)</b>                                                                                                                                                                                                                 |                     |                                                         |                    |                      |                                  |                     |                              |
| <b>1. BASIC FILING, SEARCH, AND EXAMINATION FEES</b>                                                                                                                                                                                                                                                              |                     |                                                         |                    |                      |                                  |                     |                              |
|                                                                                                                                                                                                                                                                                                                   | <b>FILING FEES</b>  |                                                         | <b>SEARCH FEES</b> |                      | <b>EXAMINATION FEES</b>          |                     |                              |
|                                                                                                                                                                                                                                                                                                                   |                     | <u>Small Entity</u>                                     |                    | <u>Small Entity</u>  |                                  | <u>Small Entity</u> |                              |
| <b>Application Type</b>                                                                                                                                                                                                                                                                                           | <b>Fee (\$)</b>     | <b>Fee (\$)</b>                                         | <b>Fee (\$)</b>    | <b>Fee (\$)</b>      | <b>Fee (\$)</b>                  | <b>Fee (\$)</b>     | <b>Fees Paid (\$)</b>        |
| Utility                                                                                                                                                                                                                                                                                                           | 300                 | 150                                                     | 500                | 250                  | 200                              | 100                 |                              |
| Design                                                                                                                                                                                                                                                                                                            | 200                 | 100                                                     | 100                | 50                   | 130                              | 65                  |                              |
| Plant                                                                                                                                                                                                                                                                                                             | 200                 | 100                                                     | 300                | 150                  | 160                              | 80                  |                              |
| Reissue                                                                                                                                                                                                                                                                                                           | 300                 | 150                                                     | 500                | 250                  | 600                              | 300                 |                              |
| Provisional                                                                                                                                                                                                                                                                                                       | 200                 | 100                                                     | 0                  | 0                    | 0                                | 0                   |                              |
| <b>2. EXCESS CLAIM FEES</b>                                                                                                                                                                                                                                                                                       |                     |                                                         |                    |                      |                                  |                     |                              |
|                                                                                                                                                                                                                                                                                                                   |                     |                                                         |                    |                      |                                  | <b>Fee (\$)</b>     | <b>Small Entity Fee (\$)</b> |
| <b>Fee Description</b>                                                                                                                                                                                                                                                                                            |                     |                                                         |                    |                      |                                  |                     |                              |
| Each claim over 20 (including Reissues)                                                                                                                                                                                                                                                                           |                     |                                                         |                    |                      |                                  | 50                  | 25                           |
| Each independent claim over 3 (including Reissues)                                                                                                                                                                                                                                                                |                     |                                                         |                    |                      |                                  | 200                 | 100                          |
| Multiple dependent claims                                                                                                                                                                                                                                                                                         |                     |                                                         |                    |                      |                                  | 360                 | 180                          |
| <b>Total Claims</b>                                                                                                                                                                                                                                                                                               |                     | <b>Extra Claims</b>                                     | <b>Fee (\$)</b>    | <b>Fee Paid (\$)</b> | <b>Multiple Dependent Claims</b> |                     |                              |
| 24                                                                                                                                                                                                                                                                                                                |                     | - 24 =                                                  | x                  | =                    | <b>Fee (\$)</b>                  |                     | <b>Fee Paid (\$)</b>         |
| HP = highest number of total claims paid for, if greater than 20.                                                                                                                                                                                                                                                 |                     |                                                         |                    |                      |                                  |                     |                              |
| <b>Indep. Claims</b>                                                                                                                                                                                                                                                                                              |                     | <b>Extra Claims</b>                                     | <b>Fee (\$)</b>    | <b>Fee Paid (\$)</b> |                                  |                     |                              |
| 3                                                                                                                                                                                                                                                                                                                 |                     | - 3 =                                                   | x                  | =                    |                                  |                     |                              |
| HP = highest number of independent claims paid for, if greater than 3.                                                                                                                                                                                                                                            |                     |                                                         |                    |                      |                                  |                     |                              |
| <b>3. APPLICATION SIZE FEE</b>                                                                                                                                                                                                                                                                                    |                     |                                                         |                    |                      |                                  |                     |                              |
| If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s). |                     |                                                         |                    |                      |                                  |                     |                              |
| <b>Total Sheets</b>                                                                                                                                                                                                                                                                                               | <b>Extra Sheets</b> | <b>Number of each additional 50 or fraction thereof</b> |                    | <b>Fee (\$)</b>      | <b>Fee Paid (\$)</b>             |                     |                              |
|                                                                                                                                                                                                                                                                                                                   | - 100 =             | /50 (round up to a whole number) x                      |                    | =                    |                                  |                     |                              |
| <b>4. OTHER FEE(S)</b>                                                                                                                                                                                                                                                                                            |                     |                                                         |                    |                      |                                  |                     |                              |
| Other (e.g., late filing surcharge): 1401 Notice of appeal                                                                                                                                                                                                                                                        |                     |                                                         |                    |                      |                                  | 500.00              |                              |

|                     |                      |                                   |                |
|---------------------|----------------------|-----------------------------------|----------------|
| <b>SUBMITTED BY</b> |                      |                                   |                |
| Signature           |                      | Registration No. (Attorney/Agent) | 56,784         |
| Name (Print/Type)   | Caroline J. Swindell | Telephone                         | (703) 760-1676 |
|                     |                      | Date                              | July 20, 2006  |